



August 16, 2019

WHITEHOUSE COUNCIL AGENDA

August 20, 2019

6:30 P.M.

Notice is hereby given that the Whitehouse Village Council will meet on Tuesday, August 20, 2019, at 6:30 PM. This meeting will be held in the Council Chambers, Village Hall, 6925 Providence Street, Whitehouse, Ohio.

Welcome and thank you for attending the Whitehouse Village Council meeting. The purpose of the Village Council meeting is to conduct the official business of the Village of Whitehouse and to hear citizen's comments pertaining to items that appear on the agenda and comments for future consideration. We welcome and encourage your participation. If you wish to make a comment, please wait to be recognized then step to the podium and state your name and address for the record. Please make your comments as concise as possible to allow time for others who wish to make comments. The Mayor presides over the Council meeting and has the authority to take the actions necessary to maintain order and proper decorum among those present. Thank you for your cooperation.

- I. Call to Order
- II. Roll Call
- III. Prayer: TBD
- IV. Pledge of Allegiance
- V. Adoption of Minutes of the August 6, 2019 Council Meeting
- VI. Adoption of Bills dated August 16, 2019, the Addendum bills dated August 20, 2019 and the June 2019 Financial Statements
- VII. Introduction of Persons to Appear Before Council
- VIII. Committee Reports
- IX. Report of the Mayor
- X. Report of the Clerk of Council
- XI. Report of the Village Administrator
 - A. Request Fund Transfer Approval
 - B. Request PACE Opt-In Legislation for the Northwest Ohio Advanced Energy Improvement District Program Plan

6925 Providence Street . PO Box 2476 . Whitehouse, Ohio 43571

Phone 419-877-5383 . Fax 419-877-5635

whitehouseoh.gov

C. Request Legislation for the Municipal Bridge Inspection Program Renewal with the Ohio Department of Transportation

XII. Report of the Village Solicitor

XIII. Report from Department Heads

XIV. Citizen Comments on Agenda Items

XV. Ordinances

A. Ordinance 19-2019: Increasing the Compensation for the Clerk of Council

B. Ordinance 20-2019: Approving the Northwest Ohio Advanced Energy Improvement District Program Plan

C. Ordinance 21-2019: Accepting an Agreement with the Ohio Department of Transportation

XVI. Resolutions

A. Resolution 18-2019: Appointing Mayor Donald Atkinson to the 911 Planning Committee as the Representative of the Village of Whitehouse

B. Resolution 19-2019: Authorizing the Finance Director to Transfer Funds for Village Accounting Purposes

XVII. Council Comments

XVIII. Citizen Comments

XIX. Reserve the Right to go into Executive Session to Discuss a Real Estate Purchase

XX. Adjournment

MEMORANDUM

FOR: Mayor Donald Atkinson and Members of the Whitehouse Village Council

FROM: Jordan D. Daugherty, Village Administrator

SUBJECT: Council Meeting of Tuesday, August 20, 2019

DATE: August 16, 2019

The Whitehouse Village Council is scheduled to meet on Tuesday, August 20, 2019, at **6:30 PM** in the Council Chambers, Village Hall, 6925 Providence Street, Whitehouse, Ohio 43571.

Following the Mayor's call to order, the Council Clerk's roll call, the prayer for Council, and the Pledge of Allegiance, Council can review and approve the August 6, 2019 Council meeting minutes, the Council bills dated August 16, 2019, the addendum bills dated August 20, 2019 and the June 2019 Financial Statements.

The Administrator will request authorization for three pieces of legislation that include the annual fund transfer approval, request PACE opt-in legislation for the Northwest Ohio Advanced Energy Improvement District, and for the Municipal Bridge inspection program renewal with the Ohio Department of Transportation

The Solicitor will provide five pieces of legislation for Council approval.

- Ordinance 19-2019: Increasing the Compensation for the Clerk of Council
- Ordinance 20-2019: Approving the Northwest Ohio Advanced Energy Improvement District Program Plan
- Ordinance 21-2019: Accepting an Agreement with the Ohio Department of Transportation
- Resolution 18-2019: Appointing Mayor Donald Atkinson to the 911 Planning Committee as the Representative of the Village of Whitehouse
- Resolution 19-2019: Authorizing the Finance Director to Transfer Funds for Village Accounting Purposes

The Mayor could then entertain citizen comments.

Finally, the Mayor can call for adjournment.

Respectfully submitted,
Jordan D. Daugherty
Village Administrator

At 6:30 PM Mayor Don Atkinson called the meeting to order.

ROLL CALL: Bob Keogh, Bill May, Louann Artiaga, Richard Bingham, Rebecca Conklin Kleiboemer, and Mindy Curry. Also present were the following: Mayor Don Atkinson, Administrator Jordan Daugherty, Solicitor Kevin Heban, Police Chief Mark McDonough, Fire Chief Joshua Hartbarger, Director of Public Services Steve Pilcher, Clerk Susan Miller, Rob Casaletta, Michael Vaughn, John Falke, Yvonne Walters, Susan Muenzer, and Corey Nitsz.

Pastor Shawn Bellner of Cedar Creek Church gave the Council prayer.

Motion by Bob Keogh, seconded by Mindy Curry to approve the minutes of the July 16, 2019 meeting. 6 ayes

Motion by Mindy Curry, seconded by Bob Keogh to approve the bills totaling \$58,039.03 dated August 2, 2019 and the Addendum bills totaling \$90,927.04 dated August 6, 2019. 6 ayes

The Anthony Wayne Democratic Club presented Mayor Don Atkinson with an American flag that he won. The flag flew over the Capitol and will fly at Veteran's Memorial Park.

President of Council, Bill May, reported that there were no public comments on the Public Hearing held to hear testimony of the zoning map amendment submitted by John and Kathryn Falke, owner, for the property located at 7211 Berkey Southern Road, Village of Whitehouse, Lucas County, Ohio (Parcel 91-12037).

Motion by Bob Keogh, seconded by Rebecca Conklin Kleiboemer to approve the zoning map amendment submitted by John and Kathryn Falke, owner, for the property located at 7211 Berkey Southern Road, Village of Whitehouse, Lucas County, Ohio (Parcel 91-12037). 6 ayes

Motion by Mindy Curry, seconded by Rebecca Conklin Kleiboemer to authorize the Director of Public Services to purchase street lights with the cobra arms. 6 ayes

Mayor Don Atkinson asked for Citizen Comments pertaining to Agenda items.

- Digging in Wesley Farms for Buckeye Cable. Information will be posted on the Village Website.

Motion by Bob Keogh, seconded by Mindy Curry to authorize the Solicitor to prepare legislation adopting and approving Current Replacement Pages to the Whitehouse Codified Ordinances and declaring an emergency. 6 ayes

Motion by Louann Artiaga, seconded by Rebecca Conklin Kleiboemer to accept Ordinance 18-2019 adopting and approving Current Replacement Pages to the Whitehouse Codified Ordinances at its first reading and declaring an emergency. 6 ayes

Motion by Bill May, seconded by Rebecca Conklin Kleiboemer to suspend the rules and to have the second and third reading of Ordinance 18-2019 by title only and declaring an emergency. 6 ayes

Motion by Bob Keogh, seconded by Bill May to accept Ordinance 18-2019 and to pass said Ordinance and declaring an emergency. 6 ayes

Motion by Bob Keogh, seconded by Bill May to authorize the Solicitor to prepare legislation authorizing an Amendment to the Employment Agreement with the Village Administrator Jordan Daugherty and declaring an emergency. 6 ayes

Motion by Mindy Curry, seconded by Bob Keogh to accept Ordinance 17-2019 authorizing an Amendment to the Employment Agreement with the Village Administrator Jordan Daugherty at its first reading and declaring an emergency. 6 ayes

Motion by Bill May, seconded by Rebecca Conklin Kleiboemer to suspend the rules and to have the second and third reading of Ordinance 17-2019 by title only and declaring an emergency. 6 ayes

Motion by Louann Artiaga, seconded by Bob Keogh to accept Ordinance 17-2019 and to pass said Ordinance and declaring an emergency. 6 ayes

Other items discussed:

- The Economic Development Committee held its inaugural meeting on July 23, 2019. The next Meeting will be held August 27, 2019 at 4:00 PM. The Committee is engaged and ready to go.
- Planning Commission held a Public Hearing to hear testimony on a zoning map amendment. There was no testimony. The Commission voted unanimously to recommend to approve.
- Mayor Don Atkinson is in favor of consolidating dispatch, savings and making citizens more safe
- Administrator Jordan Daugherty and Solicitor Kevin Heban attended a seminar on the Transition from a Village to a City, lots of information, specialists in the transition, The Village will become a City at 5,000 residents, sample draft charters,

changes, financials, connected with Experts, Health district – independent or with the county, mandatory unionization of employees, Transition is mandated at 5,000 residents – not an option, copy to be emailed to Council

- Committee of the Whole for August has been cancelled
- Streetscaping Phase III, Business Park sign, Fire district planning meeting
- Fire in the garbage truck, owner of the truck was on site and helpful, the refuse company has provided excellent service, the owner swept the road after the incident, missed pickups due to interruption have been resolved
- Downtown streetscaping will be moving towards Providence Street
- Quotes from Toledo Edison for streetlights for the multi-use trail from the fire hall to Whitehouse Square (\$11,000), does not fit with the beautification plan, pleased with the price, safety, may need to be removed in 5 years
- Concrete scheduling for streetscaping, sidewalk at Toledo Street near the ramp is the business or Resident's responsibility
- Phase III streetscaping proposed plan, next year's construction season will be presented at the next Committee of the Whole meeting
- Recycling center overflow
- No transcript of meetings posted on the Village website, there is audio
- Administrator, Jordan Daugherty will begin the PhD program for Organizational Development and Changes
- Metroparks denied area to be developed for disc golf, Metroparks seemed uninterested in active recreation there, possibly Sandra Park?
- Bid to refurbish caboose, ideas for the caboose
- Tree Commission involvement for trees that will be placed in the silva cells, Black Gum trees, Tree Commission yearly budget, Eagle scout project to scan trees and hear about the trees or the person for memorial trees
- Veteran's Memorial Park concrete is setting, monuments beginning foundations, flagpoles the end of August, electrical lines this week, landscaping after the first frost, fountain coating has been put in, capstones, placing pavers this week, completion set for the end of October/November, pavers being sold
- ARS accepted 2020 unlimited pickup dates

Motion by Mindy Curry, seconded by Rebecca Conklin Kleiboemer to adjourn at 7:37 PM.
6 ayes

Duly Appointed Clerk of Council

Mayor

COUNCIL BILLS
8/16/2019

VENDOR	DEPARTMENT	AMOUNT	TOTAL	DESCRIPTION
A. W. Board of Education	POLICE	\$2,388.45		Fuel
A. W. Board of Education	FIRE	\$1,082.22		Fuel
A. W. Board of Education	PARKS	\$671.22		Fuel
A. W. Board of Education	MAINTENANCE	\$432.31		Fuel
A. W. Board of Education	STREETS	\$258.13		Fuel
A. W. Board of Education	LIFE SQUAD	\$591.21		Fuel
A. W. Board of Education	WATER	\$825.96		Fuel
A. W. Board of Education	SEWER	\$274.89	\$6,524.39	Fuel
B&J Concrete	CAPITAL PROJECTS	\$144,980.82	\$144,980.82	Streetscape/Veterans Memorial
Buckeye State Pipe & Supply	WATER	\$8,285.00	\$8,285.00	Water Meters
Century Equipment	WATER	\$3,350.00	\$3,350.00	Backflow Devices
Finley Fire	FIRE	\$509.00	\$509.00	E86 Pump Repair
Firelands Supply Company	STREETS	\$6,953.00	\$6,953.00	Sign Posts
General Pro Hardware	MAINTENANCE	\$35.75		Supplies & Parts
General Pro Hardware	PARKS	\$21.95		Supplies & Parts
General Pro Hardware	SEWER	\$41.66		Supplies & Parts
General Pro Hardware	STREETS	\$11.85		Supplies & Parts
General Pro Hardware	WATER	\$12.50	\$123.71	Supplies & Parts
Heban, Sommer & Lewandowski	POLICE	\$290.00		Law Director Invoice
Heban, Sommer & Lewandowski	FIRE	\$190.00		Law Director Invoice
Heban, Sommer & Lewandowski	ADMINISTRATION	\$2,426.00		Law Director Invoice
Heban, Sommer & Lewandowski	WATER	\$470.00		Law Director Invoice
Heban, Sommer & Lewandowski	POLICE	\$1,779.18	\$5,155.18	Prosecutor Invoice
Jones & Henry	SEWER	\$5,864.25		Finzel Rd Pump Station Analysis
Jones & Henry	SEWER	\$4,723.75	\$10,588.00	Finzel Rd Pump Station Analysis
KS State Bank	FIRE	\$2,047.67	\$2,047.67	Turnout Gear Payment
Kuhlman Corp	STREETS	\$300.00	\$300.00	Pavement Grinder Rental
Mack Industries	STREETS	\$440.00	\$440.00	Risers & Grade Rings
MA SI	WATER	\$115.50	\$115.50	Water Sample Analysis
McKesson Medical	FIRE	\$469.86	\$469.86	Medical Supplies
Monclova Township	TAX	\$203,707.76	\$203,707.76	2nd Qtr Distribution
MT Business Tech	POLICE	\$80.04		Copier Charges
MT Business Tech	MAINTENANCE	\$134.12	\$214.16	Copier Charges

VENDOR	DEPARTMENT	AMOUNT	TOTAL	DESCRIPTION
Office Depot	FIRE	\$12.87	\$12.87	Supplies
Ohio Compost	SANITATION	\$1,093.75	\$1,093.75	Quarterly Contract Payment
Rader's Creations	PARKS	\$75.00	\$75.00	Pavers
Spencer Township	TAX	\$202,103.67	\$202,103.67	2nd Qtr Distribution
St. Luke's Hospital	FIRE	\$1,515.00	\$1,515.00	Drug Screening/Physicals
St. Luke's Hospital	POLICE	\$147.00		Drug Screening
St. Luke's Hospital	FIRE	\$25.00	\$172.00	Drug Screening
Time Warner Cable	POLICE	\$351.86		Phones & Internet
Time Warner Cable	FIRE	\$158.95		Phones & Internet
Time Warner Cable	PARKS	\$104.98		Phones & Internet
Time Warner Cable	MAINTENANCE	\$300.90		Phones & Internet
Time Warner Cable	LIFE SQUAD	\$158.94		Phones & Internet
Time Warner Cable	WATER	\$150.46		Phones & Internet
Time Warner Cable	SEWER	\$150.44	\$1,376.53	Phones & Internet
Time Warner Cable	STREETS	\$9,386.31	\$9,386.31	Install Lights Waterville Swanton Rd
Toledo Edison	STREETS	\$799.57		Monthly Charges
Toledo Edison	SEWER	\$76.41	\$875.98	Monthly Charges
Treasurer State of Ohio	POLICE	\$1,200.00	\$1,200.00	Annual MDT Fees
Triotech	POLICE	\$760.00	\$760.00	New Cabling
UniFirst Corporation	POLICE	\$18.80		Rug Cleaning
UniFirst Corporation	MAINTENANCE	\$18.80		Rug Cleaning
UniFirst Corporation	FIRE	\$9.45		Rug Cleaning
UniFirst Corporation	LIFE SQUAD	\$9.45	\$56.50	Rug Cleaning
Univar	SEWER	\$4,019.52	\$4,019.52	Odor Eliminator
Verizon Wireless	POLICE	\$219.66		Cell Phones & Data
Verizon Wireless	FIRE	\$135.34		Cell Phones & Data
Verizon Wireless	ADMINISTRATION	\$109.83		Cell Phones & Data
Verizon Wireless	WATER	\$38.88		Cell Phones & Data
Verizon Wireless	SEWER	\$38.88		Cell Phones & Data
Verizon Wireless	STREETS	\$12.76		Cell Phones & Data
Verizon Wireless	MAINTENANCE	\$12.76		Cell Phones & Data
Verizon Wireless	SANITATION	\$12.76		Cell Phones & Data
Verizon Wireless	PARKS	\$12.76	\$593.63	Cell Phones & Data
Zimmerman Paint Contractors	STREETS	\$11,802.00	\$11,802.00	Street Striping
		\$628,806.81	\$628,806.81	

ORDINANCE NO. 19 - 2019

**AN ORDINANCE INCREASING THE COMPENSATION
FOR THE CLERK OF COUNCIL FOR THE VILLAGE OF
WHITEHOUSE, LUCAS COUNTY, OHIO AND
DECLARING AN EMERGENCY**

WHEREAS, the Charter of the Village of Whitehouse provides that the Council for the Village of Whitehouse is to appoint a Clerk and set the compensation for that position; and

WHEREAS, the salary for the Clerk has not been adjusted in an extended period of time; and

WHEREAS, during this period of time, significant economic conditions have been experienced which make it prudent to review and adjust the Clerk's compensation to conform to area municipalities and the changes in the demographics of the Village of Whitehouse.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, three-fourths ($\frac{3}{4}$) of all members elected thereto concurring:

Section 1. As of September 1, 2019, and pursuant to the Charter of the Village of Whitehouse, the compensation of the Council Clerk shall be increased to Five Thousand Dollars (\$5,000.00) per year.

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted at open meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with legal requirements as set forth by Village Charter.

Section 3. This Ordinance is hereby declared to be an Emergency Measure necessary for the immediate preservation of the public peace, health, and safety; and for the further reason that this resolution is deemed necessary to have this legislation in place in order to meet the time requirements set forth in the Village Charter.

VOTE ON EMERGENCY MEASURE: Yeas: _____ Nays: _____

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2018.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

ORDINANCE 20 - 2019

An ordinance approving the Northwest Ohio Advanced Energy Improvement District Program Plan – Residential Plan; authorizing and approving the execution, delivery, and performance of a Village Residential PACE Cooperative Agreement with respect to property assessed clean energy transactions in cooperation with the Northwest Ohio Advanced Energy Improvement District and the Toledo-Lucas County Port Authority; authorizing the Toledo-Lucas County Port Authority to approve petitions and plans for public improvements or public services submitted by the owners of real property within the Village requesting that their property be added to the territory of the Northwest Ohio Advanced Energy Improvement District and assessed for the costs of such plans on behalf of the Council of the Village.

WHEREAS, as set forth in Ohio Revised Code Chapter 1710, the Ohio General Assembly has authorized property owners to include their properties within energy special improvement districts (ESIDs) upon a petition to a municipal corporation or township; and

WHEREAS, ESIDs are voluntary organizations of municipal corporations, townships, and property owners who undertake special energy improvement projects that benefit real property and finance those special energy improvement projects through voluntary special assessments; and

WHEREAS, the Toledo, Oregon, Maumee, Northwood, Perrysburg, Sylvania, Whitehouse, Township of Monclova, Township of Springfield, Township of Swanton, Township of Sylvania, Ohio Advanced Energy Improvement Corporation, doing business under the registered trade name Northwest Ohio Advanced Energy Improvement District, (the District) was created under Ohio Revised Code Chapters 1702 and 1710 as an ESID and established pursuant to Resolution No. 207-11 of the Council of the City of Toledo, Ohio approved on May 18, 2011; and

WHEREAS, the Village has determined to develop the *Northwest Ohio Advanced Energy Improvement District Program Plan – Residential Plan* as a proposed plan for public improvements and public services under Ohio Revised Code Chapter 1710, substantially in the form attached to and incorporated into this Ordinance as **Exhibit A** (the Residential PACE Plan), and any petitions by the owners of residential real property located within the boundaries of the Village for special assessments to finance the costs of special energy improvement projects on their properties shall be considered, and, if approved, implemented, under and subject to the terms and conditions of the Residential PACE Plan; and

WHEREAS, the Residential PACE Plan sets forth the terms and conditions under which the Village and the District will facilitate the financing of special energy improvement projects on residential real property located within the Village and the District; and

WHEREAS, in order to provide for the efficient implementation of the Residential PACE Plan, the District and the Toledo-Lucas County Port Authority, a port authority and political subdivision of the State of Ohio (the Program Port Authority), have entered into an Ohio Residential PACE Cooperative Agreement to establish acceptable program parameters and consumer protections for residential PACE financing programs in Ohio; and

WHEREAS, in order to provide for the efficient implementation of the Residential PACE Plan, the Village has determined to enter into a Village Residential PACE Cooperative Agreement as a cooperative agreement with the Program Port Authority (the Cooperative Agreement); and

WHEREAS, under the Cooperative Agreement the Village and the Program Port Authority will cooperatively agree to cause the Program Port Authority to exercise certain powers, perform certain functions, and render certain services on behalf of the Village, all as authorized under this Ordinance, the Cooperative Agreement, and Ohio Revised Code Sections 4582.17(B) and 9.482; and

WHEREAS, this Council, as mandated by Ohio Revised Code Chapter 1710, must approve or disapprove the Petition within 60 days of the submission of the Petition; and

WHEREAS, this Council has determined to approve the Residential PACE Plan and to authorize and approve the Cooperative Agreement;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, THAT:

Section 1. Each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Residential PACE Plan.

Section 2. This Council hereby approves the Residential PACE Plan now on file with the Clerk of Council. Any petitions by the owners of residential real property located within the boundaries of the Village for special assessments to finance the costs of special energy improvement projects on their properties shall be considered, and, if approved, implemented, under and subject to the terms and conditions of the Residential PACE Plan.

Section 3. This Council hereby approves the Cooperative Agreement, substantially in the form now on file with the Clerk of Council with any amendments or modifications to it as are not materially adverse to the Village, are consistent with this Ordinance, and are approved by the officer or officers of the Village signing the Cooperative Agreement, all of which shall be conclusively demonstrated by the signature of the duly authorized officer or officers of the Village on the Cooperative Agreement. The Administration, together or individually, are hereby authorized, for and on behalf of the Village, to execute and deliver the Cooperative Agreement, including any amendments or modifications to the Cooperative Agreement as are not materially adverse to the Village, are consistent with this Ordinance, and are approved by the officer or officers of the Village signing the Cooperative Agreement, all of which shall be conclusively demonstrated by the signature of the duly authorized officer or officers of the Village on the Cooperative Agreement. The Village is hereby authorized to perform the terms and conditions of

the Cooperative Agreement, as it may be amended and in effect at any time. The Administration, together or individually, are hereby authorized, for and on behalf of the Village, to execute and deliver any additional amendments, agreements, certificates, or instruments, including any additional agreements by or among the Village, the County Auditor, the County Treasurer, the Program Port Authority, any other port authority, the District, and any other energy special improvement district, as may be reasonably necessary to carry out the purposes of the Cooperative Agreement, and the Village is hereby authorized to perform the terms and conditions of any of those amendments, agreements, certificates, or instruments.

Section 4. Under the Cooperative Agreement, the Village shall, pursuant to Ohio Revised Code Sections 4582.17(B) and 9.482, authorize and request the Program Port Authority to act on behalf of the Village during the term of the Cooperative Agreement to receive and approve or disapprove Petitions and Plans (as defined in the Residential PACE Plan and the Cooperative Agreement) in its reasonable discretion and subject to certain terms and conditions stated in the Residential PACE Plan, the Cooperative Agreement, and this Ordinance. Upon the execution and delivery of the Cooperative Agreement by all of the parties to it, this Council hereby appoints the Program Port Authority as its delegate to, for, and on behalf of this Council, receive and approve or disapprove Petitions and Plans in its discretion and subject to certain terms and conditions stated in the Residential PACE Plan, the Cooperative Agreement, and this Ordinance. The approval or disapproval of any Petitions and Plans shall constitute the legislative approval or disapproval of this Council for all purposes of law, including, without limitation, Ohio Revised Code Chapter 1710, and all legal consequences appertaining to a legislative authority's legislative approval or disapproval of petitions and plans for public improvements or public services under Ohio Revised Code Chapter 1710 shall appertain to the Program Port Authority's approval or disapproval of Petitions and Plans for and on behalf of this Council.

The Program Port Authority shall not approve any Petitions and Plans unless the Petitions and Plans and the information regarding the properties, special energy improvement projects, financing terms, and other facts and terms certified within the Petitions and Plans conform and comply in all material respects with the terms and conditions of the Residential PACE Plan, which is attached to, and incorporated into, this Ordinance by this reference.

Section 5. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2018.

Yeas: _____ Nays: _____

ADOPTED AND EFFECTIVE: _____, 2019.

Mayor

ATTEST:

Susan M. Miller, Clerk of Council

Kevin A. Heban, Solicitor

ORDINANCE NO. 21-2019

**AN ORDINANCE ACCEPTING THE FOLLOWING AGREEMENT WITH THE OHIO
DEPARTMENT OF TRANSPORTATION AND DECLARING AN EMERGENCY.**

PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

Ordinance/Resolution # : 21-2019

PID No. : 109334

County/Route/Section : _____

The following is an Ordinance enacted by the Village of Whitehouse (Local Public Agency), Lucas County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the (LPA) has determined the need for the described project:

Bridge Inspection Program Services, including, but not limited to routine inspections, element level inspections, critical-findings reports, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.

NOW THEREFORE, be it ordained by the Council of the Village of Whitehouse, Lucas County, Ohio. (LPA)

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear 100% of all of the cost for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant's Scope of Services Task Order Contract (Exhibit A).

The LPA agrees to pay 100% of the cost of those features which are not included in Exhibit A.

Those features may include but not limited to the purchasing and erecting the recommended weight limits postings signs, the implementation of critical findings reports such as partial or total bridge closures, the implementation of the scour plan of actions. When recommendations affect public safety, ODOT expects full implementation by the LPA. Starting in October 2019, FHWA requires installing weight limits posting signs within 30 days from the official date of the approved recommendations. Timely implementation is essential to the success of this program.

PID No.: 109334

SECTION IV – Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be made available in accordance with current State and Federal regulations.

SECTION V Authority to Sign

I, Jordan D. Daugherty, Administrator of said Village of Whitehouse is hereby empowered on behalf of the Village to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

Passed: _____, 2_____.
(Date)

Attested: _____

(Clerk) (Contractual Agent of LPA – title)

Attested: _____

(Title) (President of Council)

The Ordinance is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted at open meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with legal requirements as set forth by Village Charter.

This Ordinance is hereby declared to be an Emergency Measure necessary for the immediate preservation of the public peace, health, and safety; and for the further reason that this Ordinance is deemed necessary to allow for the safety of the structures within the Village.

WHEREFORE, this Ordinance shall take effect and be in full force immediately upon its passage and approval.

VOTE ON EMERGENCY MEASURE: Yeas: _____ Nays: _____

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2019.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

RESOLUTION NO. 18-2019

**A RESOLUTION APPOINTING MAYOR DONALD ATKINSON TO THE
911 PLANNING COMMITTEE AS THE REPRESENTATIVE OF THE
VILLAGE OF WHITEHOUSE AND DECLARING AN EMERGENCY**

WHEREAS, the Council for the Village of Whitehouse is considering joining other jurisdictions in consolidating dispatch services for the Village of Whitehouse; and

WHEREAS, a planning committee is being organized to explore this option and the Village is desirous of placing a member on this committee.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, three-fourths (3/4) of all members elected thereto concurring:

SECTION I: The Village Council hereby appoints Mayor Donald Atkinson of the Village of Whitehouse to represent the Village of Whitehouse of Lucas County for the convening of the 9-1-1 planning committee pursuant to the Board of Lucas County Commissioners Resolution and Ohio Revised Code Sections 128.06 and 128.12.

SECTION II: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and the deliberations of this Council and any of its committees that resulted in such actions were in compliance with all legal requirements as set forth by Village Charter.

SECTION III: This Ordinance is hereby declared to be an Emergency Measure necessary for the immediate preservation of the public peace, health, and safety; and for the further reason that this resolution is deemed necessary to address the dispatch of emergency services within the Village.

WHEREFORE, this Resolution shall take effect and be in full force immediately upon its passage and approval upon the effective date stated in Section II hereinbefore.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2019.

VOTE ON EMERGENCY MEASURE:

Yeas: _____ Nays: _____

Mayor

ATTEST:

Susan M. Miller, Clerk of Council

Kevin A. Heban, Solicitor

RESOLUTION NO. 19-2019

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, TO TRANSFER CERTAIN FUNDS FOR VILLAGE ACCOUNTING PURPOSES; FORMAL VERIFICATION OF SAID TRANSFER AND DECLARING AN EMERGENCY.

WHEREAS, it is the recommendation of the Administrator, of the Village of Whitehouse, Lucas County, Ohio, that the Village administratively transfer certain funds between duly established accounts within the Village of Whitehouse, Lucas County, Ohio, accounting system; and

WHEREAS, this Council is desirous of implementing said transfers and hereby approving same:

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, three-fourths (3/4) of all members elected thereto concurring:

SECTION I: That the Administrator of the Village of Whitehouse, Lucas County, Ohio, is hereby duly authorized and directed to complete and enter upon the accounting records of the Village of Whitehouse, Lucas County, Ohio, the following funds transfers:

AS ATTACHED IN EXHIBIT A HERETO.

SECTION II: It is hereby found and determined that all formal actions with respect to said accounting fund transfers were adopted pursuant to this Resolution in an open meeting of this Council, with full disclosure and approval herein, and the deliberations of this Council and any of its committees that resulted in such fund transfer action were in compliance with all legal requirements as required by Village Charter.

SECTION III: This Resolution is hereby declared to be an EMERGENCY MEASURE necessary for the immediate preservation of the public peace, health and safety of said Village and its inhabitant, and for the further reason that this Resolution is necessary to provide orderly transfer documentation as to the accounting records of the Village of Whitehouse, Lucas County, Ohio; in order that necessary funding for said accounts indicated herein can be completed.

WHEREFORE, this Resolution shall take effect and be in full force immediately upon its passage and approval.

VOTE ON EMERGENCY MEASURE: Yeas _____ Nays _____

Adopted and effective August 20, 2019 as an EMERGENCY MEASURE

Donald L. Atkinson, Mayor

ATTEST:

Susan M. Miller, Clerk of Council

EXHIBIT A
August 20, 2019
Transfers

FROM	AMOUNT	TO
General Fund	\$25,000.00	Street Const., Maint (2011)
Income Tax B	\$1,137,000.00	General Fund (1000)
Income Tax A	\$190,000.00	Streetscaping (4205)
Income Tax A	\$20,000.00	Traffic Signal (4216)

August 20, 2019

08-06-19	1.	June 30, 2019:	Income Tax Collection = \$1,726,809.54 Compared to last year = \$1,150,092.43(14.73% increase) JEDD & JEDZ collections = \$952,110.25
02-19-19	2.	Safety and Health Report:	Last lost time injury was January 14, 2019

09-14-18	1. Continue meetings with others seeking alternate water source
	2. Drafting of SR64 Corridor zoning plan
	3. Continue planning of village-to-city transition

SUBDIVISION DEVELOPMENTS

- 08-06-19**
1. **The Preserve, Plat 2.** Plans under review. Construction is 95% complete.
 2. **Witte Walk.** Final plans submitted and under review. Plans approved, sent to EPA for approval. Village has received approved water improvement plans. Construction started. 80% completed.

08-20-19

1. Two grant applications have been authorized by Council.
 - a. **Weckerly Road Resurfacing** – Joint application with Lucas County for OPWC funds. 2019 construction year. Weckerly Road from bridge at Swan Creek south to Lenderson, and all of Lenderson. Project has been approved for OPWC funding – 2019 project year. Started week of July 8, 2019. 90% complete.
 - b. **Bucher Road / Finzel Road** – Joint application with Lucas County for OPWC funds. 2020 construction year. Bucher to Village limits and Finzel Road. Weckerly to AWHs campus – 3 lane portion of roadway.
 - c. **State Rte. 64 Multi Use Trail & Bridge** – Made application for grant funding for the construction of a multi use trail and a bridge to connect the existing multi use trail on Waterville St. at Whitehouse Square Blvd. to the sidewalks at the Roundabout at Finzel Rd. and State Rte. 64. Grant funding is made available through a Surface Transportation Block Grant Program (STBGP) for a Transportation Alternative Program as part of the Transportation Improvement Program (TIP). Projects are expected to be awarded by October 16, 2019.
 - d. **Shepler Ave. & Providence St. (SR-64) Roundabout** – Made application for grant funding for the construction of a Roundabout at Shepler Ave. & Providence St. Grant funding is made available through the Ohio Statewide Urban

Congestion Mitigation/Air Quality (CMAQ) Program. Projects are expected to be awarded in the fall of 2019.

PARKS & RECREATION

- 08-20-19 1. **Veteran's Memorial Park** – Contract awarded to B& J Concrete. Site preparations are underway. Approximately 70% completed.

STREETS

- 08-20-19 1. **Weckerly Road Resurfacing** – this is a joint project application with Lucas County Engineer to mill and resurface Weckerly Road from Lenderson to the Village limits and Lenderson from Cable to Shepler. Project has been approved for OPWC funding – 2019 project year – Project completed.
2. **Downtown Streetscape Phase 2** - Providence Street from Waterville Street to Lucas Street and Toledo to Maumee Street, including Veterans Memorial Park. Renew sidewalks, street trees, and areas between the sidewalks and curbs. In final engineering phase. Meeting held on 4/25/18 to explain construction process to downtown business owners. Out to bid 6/14-29/18. Bid opening scheduled for 6/29/18 at 1:00 pm. Bids rejected, will rebid soon. Project rebid with a bid opening scheduled for January. Bid awarded to B&J Concrete Construction.
3. **Weckerly Rd. & Finzel Signalization** – In engineering with Poggemeyer Design Group. Out to bid for June 7th bid opening. Awarded to U.S. Utility Contractor Co., Inc. for \$173,231.04.

WATER

- 02-19-19 1. Meeting with potential water partners in effort to provide a reasonable, long term solution. Staff almost finished with due diligence process. Recommendations to be made soon. Continued review of option to ensue on 01/11/17. Meetings to consider a Regional Water District currently taking place. Review of additional alternate water options ongoing.

WASTE WATER

- 08-20-19 1. **Sanitary Sewer Trunk Main** –Working with Jones & Henry Engineering on the installation of a sanitary sewer trunk main to be constructed to replace current force mains and sewage pumping stations which are nearing the end of their useful life and needing replaced.

SANITATION

MISCELLANEOUS

- 08-20-19 1. **Building Permits:** 29 new homes as of 08/16/2019.

- 07-12-19 2. **Public Works:**
1. Summer operations
 2. Tree trimming and brush clearing
 3. GIS mapping of Utilities – Public Service is working with Poggemeyer Design Group to map all water, sanitary sewer and storm sewer assets in the Village.
 4. Curb inlet reconstruction – Steeplechase Subdivision & Claystone Subdivision.

Boards and Commissions

- A. Board of Zoning Appeals
 1. Pending approval of July 10, 2019, meeting
- B. Charter Revision Commission
 1. Pending approval of May 9, 2018 Meeting Minutes
- C. Fire Dependency Board
 1. Pending approval of February 27, 2019 meeting minutes
- D. Planning Commission
 1. Pending approval of May 6, 2019, meeting minutes
- E. Records Commission
 1. Pending approval of June 4, 2019, Meeting Minutes
 2. Pending 2019 Reorganization Meeting
 3. Pending Review of Records Set for Destruction in 2019
 4. Pending Review of Records Policies
- F. Tree Commission
 1. Pending approval of June 27, 2019 meeting minutes
 2. Pending Tree Inventory

Council Committee of the Whole

- A. Economic Development
 1. Pending Monitoring of Economic Development Plan (ongoing)
- B. Finance, Audit & Investment
- C. Franchise, Lands & Buildings
- D. Parks & Recreation
 1. Completion of Veterans Memorial Park
 2. Completion of Waterville Street Multi-Use Trail (Phase II)
 3. Pending review of implementation of projects in Whitehouse Park
- E. Public Services Committee
 1. Pending Discussion of New Downtown Traffic Signage (late summer)

2. Pending Discussion of Water Supply Options
3. Pending Discussion of Looping Water Lines via Stiles Road.

F. Personnel & Safety

1. Pending Consideration of Traffic Signal at Weckerly/Finzel Intersection

G. General

1. Pending review of Council project list

Note: If you wish to place an item on the Agenda, please let me know.



Zoning Enforcement Report –August 2019

We are in the heat of summer and that is typically when we receive the most complaints. There is an increase in outdoor activity. This can be a good and bad thing. Many of the complaints seem to stem from neighbors simply not getting along. We have received the typical grass complaints as well. For the most part, compliance is being achieved on these issues.

I continue to meet with residents face to face and great results have been obtained from this method. We have had a few cases in the last month where something was constructed with no permits. Simply letting them know that a permit is required is all that is usually necessary. Most of the time, the property owner didn't know that a permit is required. I have educated them on what requires a permit so that they will know the next time. It continues to be a pleasure to work in such a beautiful community!

Respectfully submitted,

Jacob T. Barnes

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Zoning Violation Report

August 2019

NAME	ADDRESS	VIOLATION LOCATION	VIOLATION	ACTION
Billings, Frank	10960 Helen Rd	Front, Rear	Grass, weeds	Re-inspected, more items observed. Spoke with owner (419) 349-6589 and items are being removed. Property will be occupied starting 8/20/19.
Burek, Gary	6414 Lenderson	Rear	Junk, debris	Re-inspected in early August, more items have been removed.
Franklin, Danny	6011 Matthew	Front, Rear	Junk, Debris	Notice sent. Re-inspected, property has been cleaned. Another complaint received, Inspected and no violation found. Apparent neighbor dispute.
Frastaci, Linda	6005 N. Texas St.	Front	Camper in driveway	Inspected, notice sent.
General Pro Hardware	6635 Providence	All	Debris	Inspected early August, working with owner to continue making improvements.
Green, Donna	6832 Providence	Side	Piles of junk, garbage bags	Original violation taken care of. New complaint received. Trash observed. Notice Sent.
Howland, Lyndsay	10936 Toledo Ave	All	Temp pool, long grass	No violation observed.
Louisville Title	6914 Texas St	All	Weeds around pond	Reviewed and spoke to the Village with a request to mow. Public Services inspected and it appears that due to EPA regulations, we may not be able to mow. We are having a design firm review the function of this retaining pond to see if it is working correctly or if a redesign or fix is needed.
MEC Properties	11158 Waterville St	Rear	RV stored in rear yard.	Inspected, viewed from adjacent property. Notice sent.
Molter, Katelyn	11002 Helen Rd	Side	Pile of brush	Inspected, notice sent. Items being removed.
Mullins, Carol	11021 Shepler	Front	Cars parked in grass	Inspected, no violation observed.
Radtkin Real Estate	5916 Weckerly Rd	Front	Report of deck and fence with no permit	Inspected, they will apply.
Schultz, Danny	11060 Centerville	Front	Car parked in front yard	Inspected, none observed.
Siebert, Mark	11164 Temperance St	Front	Complaint about driveway, shingles, and rear window	Complainant, Tom 419-877-9648. Spoke with him again. Sent a courtesy notice to property owner to see if front bushes can be trimmed.
Whitehouse Valley Drive	Street	All	Report of RV's in driveways	Inspected subdivision and did not observe any violations. They are likely being used on a regular basis and are moved frequently.

Zoning Violation Report

August 2019

REFERRED TO PROSECUTOR					
Albright, Angela	10915 St. Louis	Rear		Junk, Debris	Spoke with Prosecutor. Case still in court. She pled NC and was found guilty and fined.
Siebert, Mark	11164 Temperance	Side, rear		Junk, Debris	Continue to monitor. Pending dismissal in December as long as no similar issues are found this year. Health Dept. violations still pending.
Wittes, John	10803 Waterville St	Rear		Junk and Debris	Charges filed with Prosecutor.